

Patent Application

17858 U.S. PTO
10/646461
08/21/03

rev. 11/98 wmlh

☐ Amend this specification by inserting, before the first line, the following sentence:

"This application claims priority to the copending application(s)

☐ Serial Number _____ filed on _____

which is hereby incorporated by reference to this specification

☐ International Application _____ filed on _____

which designated the U.S."

FEES DUE

The fees due for filing the specification pursuant to 37 C.F.R. § 1.16 and for recording of the Assignment, if any, are determined as follows:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEES
Basic Application Fee					\$ 750.00
Total Claims	53	Minus 20=	33	X \$18 =	\$ 594.00
Independent Claims	3	Minus 3=	0	X \$84=	\$ 0.00
If multiple dependent claims are presented, add \$260.00					\$ 0.00
Add Assignment Recording Fee of \$40.00 If Assignment document is enclosed					\$ 0.00
TOTAL APPLICATION FEE DUE					\$1,344.00

PAYMENT OF FEES

The full fee due in connection with this communication is provided as follows:

1. Not enclosed

[] No filing fee is to be paid at this time.

2. Enclosed

[X] Filing fee

[] Recording assignment

[] Petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached

[] For processing an application with specification in a non-English language

[] Processing and retention fee

- ☐ Fee for international-type search report
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No.: 23-0085. A duplicate copy of this authorization is enclosed.
- ☒ A check in the amount of \$1,344.00
- ☐ Charge any fees required or credit any overpayments associated with this filing to Deposit Account No.: 23-0085.

This application is filed pursuant to 37 C.F.R. § 1.53 in the name of the above-identified Inventor(s).

Please direct all correspondence concerning the above-identified application to the following address:

WAGNER, MURABITO & HAO LLP
Two North Market Street, Third Floor
San Jose, California 95113
(408) 938-9060

- ☒ This transmittal ends with this page.

Respectfully submitted,

Date: August 21, 2003

By: Jose S. Garcia
Jose S. Garcia
Reg. No. 43,628

Inventor(s): Bill Rozas, Alexander Klaiber, Davis Dunn, Paul Serris, and
Lucky Shah

Title: METHOD AND SYSTEM FOR CONSERVATIVELY MANAGING STORE CAPACITY
AVAILABLE TO A PROCESSOR ISSUING STORES

**REQUEST AND CERTIFICATION
UNDER 35 U.S.C. 122(b)(2)(B)(i)**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Date: 8/21/2003

By: Jose S. Garcia
Jose S. Garcia
Reg. No. 43,628

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**